

"Section 9. The governor shall have the power to grant pardons, absolute or conditional, and to remit fines and forfeitures, and to grant commutation of punishments and respites after conviction and judgment for any offenses committed against the criminal laws of the state; Provided, however, That before granting pardons, remitting fines and forfeitures, or commuting punishments, the governor shall be advised concerning the same and that such action has been approved by a board, or a majority thereof, who shall be known as the board of pardons. The legislative assembly shall by law prescribe for the appointment and composition of said board of pardons, its powers and duties; and regulate the proceedings thereof."

Section 3. This amendment shall be submitted to the qualified electors at the general election to be held in November 1954, in the manner provided by law, and there shall be printed on such ballot the title of this Act, and immediately below the title of this Act upon said ballot the following:

- " ☐ For the above amendment."
- " ☐ Against the above amendment."

The elector shall designate his preference for either of these propositions by making an "X" in the square before the proposition for which he desires to vote.

AN ACT TO SUBMIT TO THE QUALIFIED ELECTORS OF THE STATE OF MONTANA, AN AMENDMENT TO SECTION 9 OF ARTICLE VII OF THE CONSTITUTION OF THE STATE OF MONTANA, RELATING TO THE POWER OF THE GOVERNOR TO GRANT PARDONS, TO REMIT FINES AND FORFEITURES, TO GRANT COMMUTATION OF PUNISHMENT AND RESPITES AFTER CONVICTION AND JUDGMENT FOR ANY OFFENSES COMMITTED AGAINST THE CRIMINAL LAWS OF THE STATE; PROVIDING, THAT BEFORE GRANTING PARDONS, REMITTING FINES AND FORFEITURES OR COMMUTING PUNISHMENTS, THAT THE ACTION OF THE GOVERNOR CONCERNING THE SAME SHALL BE TAKEN UPON THE ADVICE OF A BOARD, OR A MAJORITY THEREOF, WHO SHALL BE KNOWN AS THE BOARD OF PARDONS; AND PROVIDING FURTHER THAT THE LEGISLATIVE ASSEMBLY, SHALL BY LAW, PRESCRIBE FOR THE APPOINTMENT AND COMPOSITION OF SAID BOARD OF PARDONS, ITS POWERS AND DUTIES; AND TO REGULATE THE PROCEEDINGS THEREOF.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF MONTANA:

Section 1. That Section 9 of Article VII of the Constitution of the State of Montana be amended as hereinafter provided and that the question of such amendment be submitted to the qualified electors of the State of Montana at the next general election.

Section 2. That Section 9 of Article VII of the Constitution of the State of Montana be, and the same is hereby, amended to read as follows:

Section 4. The votes cast for and against the amendment herein proposed shall be counted, canvassed, and determined by such officials and in such manner as provided by law, and if a majority of all votes cast at such election for and against such amendment shall be in favor of such amendment, the governor of the state shall so declare by public proclamation, and said amendment shall be in full force and effect as a part of the constitution from and after the date of such proclamation.

Section 5. All Acts and parts of Acts in conflict with this Act are hereby repealed.

Section 6. This Act shall be in full force and effect from and after its passage and approval.

Approved: Feb. 28, 1953.

UNITED STATES OF AMERICA,) SS.
STATE OF MONTANA.)

I, Sam W. Mitchell, Secretary of State of the State of Montana, do hereby certify that the foregoing is a true and correct copy of an act entitled: AN ACT TO SUBMIT TO THE QUALIFIED ELECTORS OF THE STATE OF MONTANA, AN AMENDMENT TO SECTION 9 OF ARTICLE VII OF THE CONSTITUTION OF THE STATE OF MONTANA, RELATING TO THE POWER OF THE GOVERNOR TO GRANT PARDONS, TO REMIT FINES AND FORFEITURES, TO GRANT COMMUTATION OF PUNISHMENT AND RESPITES AFTER CONVICTION AND JUDGMENT FOR ANY OFFENSES COMMITTED AGAINST THE CRIMINAL LAWS OF THE STATE; PROVIDING, THAT BEFORE GRANTING PARDONS, REMITTING FINES AND FORFEITURES OR COMMUTING PUNISHMENTS, THAT THE ACTION OF THE GOVERNOR CONCERNING THE SAME SHALL BE TAKEN UPON THE ADVICE OF A BOARD, OR A MAJORITY THEREOF, WHO SHALL BE KNOWN AS THE BOARD OF PARDONS; AND PROVIDING FURTHER THAT THE LEGISLATIVE ASSEMBLY, SHALL BY LAW, PRESCRIBE FOR THE APPOINTMENT AND COMPOSITION OF SAID BOARD OF PARDONS, ITS POWERS AND DUTIES; AND TO REGULATE THE PROCEEDINGS THEREOF.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the Great Seal of the State of Montana, at Helena, the Capital, _____.

Secretary of State.

By